No. 6360. Equity.

Ans. Martin L. Nicodemus, Charles V. Nicodemus, Morgan M. Nicodemus, Mary Nicodemus and Margaret E. Carter, were left surviving Children of the said Barbara Nicodemus and each of them to be a one fifth interest in the will of Exhibit No 1"

Int. who are the present owners of the property described in "Exhibit No 1"

Ans. I am informed that Morgan M. and Mary Nicodemus have each caused their one fifth interest in said land to Martin L. Nicodemus, that Charles V. Nicodemus conveyed his one fifth interest in the same land also to Henry Carter. Henry Carter is now dead leaving a last will and testament, a certified copy of which is filed in this cause by which he disposes of his one fifth interest, the will speaks for itself.

The one fifth interest of Margaret E. Carter, who died in or about 1876 vested in her Children as follows; An adult son Lewis T. Carter whose wife name is Alice P. Carter. An adult son, Charles H. Carter whose wife name is Flora Carter, and adult daughter Emma F. Ebler, whose husbands name is Adam J. Ebler an adult daughter Laura J. Ebler whose husband name is James R. Ebler an adult daughter Laura J. Appleby whose husbands name is Henry Appleby, An adult daughter name Mary E. Carter, an adult daughter named Kate Carter, an adult daughter Susan Koontz whose husbands name is Charles Koontz, an adult daughter Grace B. Carter all of whom are residents of the State of Maryland except Charles H. Carter and wife who are residents of the state of Illinois. Henry Carter left surviving him a widow Mary Jane Carter

General Interrogatory.

Shots all I know

Hamilton Lindsay,

Petition & Court order

Rufus H. Appleby a witness of lawful age, produced on part of the Plaintiff, being first sworn and examined deposes and says as follows:

1 Int State your name age and residence.

Ans. Rufus H. Appleby age 65 years and I reside in Unionville, Frederick County, Md,

2 Int Do you know the parties to this suit?

Ans I do.

3 Int Do you know the 50 acre tract of land described in Exhibit No, 1" and filed in this Case.

Ans Yes Sir

4 Int, Is this tract of land susceptible of division among all the parties in interest without loss or injury,

Ans It is not. They are so many parties and it would be difficult to find outlets for all the parties if it was divided into different parcels and different owners,

5 Int who are the parties at present interested in this tract of land.

Ans, To the best of my knowledge Martin L. Nicodemus owns three fifth interest, and one fifth interest jointly